

SECT. XXIII. *And be it further enacted by the authority aforesaid,* That the electors of Sugar-Loaf township, in Luzerne county, ^{Luzerne.} shall hold their general elections at the school house in the town of Conyngham, in said township.

SECT. XXIV. *And be it further enacted by the authority aforesaid,* That the electors of Huntingdon township, Luzerne county, shall hold their general elections at the house now occupied by Stephen Harrison, in said township. Do.

SECT. XXV. *And be it further enacted by the authority aforesaid,* That so much of any former law or laws, as is hereby altered or supplied, be, and the same is hereby repealed. ^{Repeal of parts of former law.}

JACOB HOLGATE, *Speaker*
of the House of Representatives.

JOHN TOD, *Speaker of the Senate.*

APPROVED—the thirteenth day of March, one thousand eight hundred and fifteen.

SIMON SNYDER.

CHAPTER CXXIV.

A SUPPLEMENT to the act, entitled "An act providing for the inspection of spirituous liquors," passed the fourteenth day of March, one thousand eight hundred and fourteen, and for the prevention of fraud in the purchase or sale of flour or whiskey.

SECT. I. *BE it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful to impose upon the holders of such liquors, which shall have been marked according to law, where, upon subsequent inspection, the proof thereof shall be found to be two degrees under the proof originally marked, a fine of two cents per gallon, for three degrees six cents per gallon, and so on in that ratio. ^{Fine on persons holding liquors under proof.}

SECT. II. *And be it further enacted by the authority aforesaid,* That the gaugers and inspectors, appointed in compliance with the law to which this is a supplement, be, and the same are hereby authorized to seize, for the purpose of securing the fines imposed by law, all domestic liquors found on board of any vessel, craft, or otherwise about to leave the port of Philadelphia, which shall not have been previously inspected and marked as the law directs, and shall also have power to examine, for the purpose of ascertaining whether said liquors are of domestic manufacture or not. ^{Gaugers and inspectors authorized to seize liquors in certain cases. Power to examine, &c.}

SECT. III. *And be it further enacted by the authority aforesaid,* That the gaugers and inspectors, who have been or who may hereafter be appointed by the governor of this commonwealth, shall receive twenty cents as a compensation for gauging, inspecting, marking and recording each cask of liquors, to be paid agreeably to the provisions of the original act. ^{Compensation to gaugers and inspectors.}

Power to ap- point deputies. **SECT. IV.** *And be it further enacted by the authority aforesaid,* That the inspectors and guagers appointed by law, may, jointly, appoint one or more deputies, who shall be sworn or affirmed, as the case may be, to perform his duty with fidelity: in the absence of the principals; he shall have like powers and authority, and be subject to the like penalties.

Marks to be taken off casks as soon as liquor is taken out, &c **SECT. V.** *And be it further enacted by the authority aforesaid,* That all marks made by the inspector or deputy, on any casks, shall be removed or taken off so soon as the liquor they contained shall have been taken out, under a penalty of five dollars, to be recovered from the owner or person who may have possession of said cask or casks, before any alderman or justice of the peace in the city or county of Philadelphia.

Penalty on persons other than guagers & inspectors marking casks. **SECT. VI.** *And be it further enacted by the authority aforesaid,* That all liquors sold by inspection, in the port of Philadelphia, shall be guaged and inspected by the guagers and inspectors legally appointed for that purpose; but if any other person or persons shall mark the proof on any cask of domestic liquors, which may be sold or offered for sale, he, she or they so offending, shall forfeit and pay a fine of ten dollars for every cask or casks so guaged and inspected.

Standard regulations for inspectors. **SECT. VII.** *And be it further enacted by the authority aforesaid,* That the following shall be received and taken as a standard regulation, for the inspectors of domestic manufactured liquors, that is to say, When liquor shall be fifteen degrees below hydrometer proof, it shall be marked as liquor of the first proof; when liquor shall be ten degrees below hydrometer proof, it shall be marked as liquor of the second proof; when liquor shall be five degrees below hydrometer proof, it shall be marked as liquor of the third proof; and when liquor shall be hydrometer proof, or one hundred parts spirit, and one hundred parts water, it shall be marked as liquor of the fourth proof.

Penalty on waggoners, &c. for selling under market price. **SECT. VIII.** *And be it further enacted by the authority aforesaid,* That if any person or persons shall fraudulently give, or offer to give, to any driver or person having charge of any waggon or other carriage, any sum or sums of money, for the purpose of obtaining whiskey or flour, entrusted to the care of such driver or person having charge of a waggon, at any sum below the market price of the day, or shall wilfully make out any bill or bills, without stating the full amount so paid, shall pay a sum not exceeding one hundred dollars, for the use of the person injured, to be recovered before any alderman or justice of the peace, as debts of equal amount are by law recoverable.

Appropriation of fines. **SECT. IX.** *And be it further enacted by the authority aforesaid,* That if any driver or person having charge of any waggon or other carriage, shall fraudulently take or receive any sum or sums of money from any person or persons, as an inducement for selling any whiskey or flour, under the market price of the day, and not make return thereof to the proper owner of such whiskey or flour, and the facts thereof being proven before any alderman or justice of the peace, in any county within this commonwealth, he shall pay to the person injured, the amount of the sum so received, together with seventy-five cents per day for every day such injured person may necessarily spend in recovering the same, to be recov-

Penalty on waggoners, &c. for breach of trust.

ered as debts of equal amount are by law recoverable ; and such driver or person having charge of a waggon, shall be answerable to his employer, over and above, for all damages which he may sustain by reason of any such breach of trust.

SECT. X. *And be it further enacted by the authority aforesaid,* That so much of the original act, to which this is a supplement, as prohibits the exportation of domestic liquors, unless in casks wholly made of white oak, be repealed, so far as relates to the heading, and every other part of the act which is altered or supplied, be and the same is hereby repealed. Repeal of parts of former act.

JACOB HOLGATE, *Speaker*
of the House of Representatives.

JOHN TOD, *Speaker of the Senate.*

APPROVED—the thirteenth day of March, one thousand eight hundred and fifteen.

SIMON SNYDER.

CHAPTER CXXV.

An ACT for the settlement of the estates of intestates, where some of the heirs reside out of the state.

WHEREAS, considerable inconvenience has arisen, and may hereafter arise, by reason of persons dying intestate, leaving heirs, some of whom reside out of this state, who have been advanced in the lifetime of the intestate, and who refuse or do not come forward to make known the amount of their advancements and settle the estate ; and the administrators cannot, for this reason, settle their accounts, they not being able to ascertain what the distributive shares will amount to ; and there existing no power in the orphans' court under the laws of this commonwealth to grant relief : Therefore,

SECT. I. *BE it enacted by the Senate, and House of Representatives, of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same,* That Orphans' court authorized on application to appoint auditors to settle amount of advances to heirs out of the state. when any person has died intestate, or may hereafter die intestate within this commonwealth, and any of his or her heirs reside out of this state, and advancements have been made by the intestate in his lifetime, to any of the said heirs, and the estate remains unsettled for the space of one year after the decease of such intestate, the orphans' court of the county wherein the letters of administration may have been granted, upon application of the administrators, or any one of them, for that purpose, shall appoint three disinterested persons as auditors to settle the amount of the advancements made to the heirs respectively, and to apportion the amount of the distributive share of the intestate's estate, to which the heirs respectively may be entitled, and the said auditors shall fix a day upon which they will meet, which shall not be less than four months, nor more than six months from the time of their appointment : and